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AUG 05 2004

In re Application of
Hao-Jan Lin et al.
Application No. 10/730,560
Filed: December 12, 2003
Attorney Docket No. JCLA10516

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: OFFICE OF PETITIONS
: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(a)
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This is in response to the petition under 37 CFR 1.47(a), filed May 21, 2004.

The petition is **GRANTED**.

Petitioners have shown that Hao-Jan Lin is named as a joint inventor with Ying-Chang Wang and Cheng-Hsien Chen, that Mr. Wang and Mr. Chen both signed the oath or declaration but that while the application papers have been forwarded to Mr. Lin, he has refused to execute the oath or declaration.

A statement provided by Mr. James Lin, President of Bio Ware (assignee) corroborates the claim that the application papers were sent to the last known address of Mr. Hao-Jan Lin and that an executed oath or declaration has not been returned to Bio Ware or their representatives. Thus, by his actions, Mr. Hao-Jan Lin refuses to cooperate with the filing of the application as filed

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing legal representatives at the address given in the Declaration. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the application will be forwarded to Technology Center 1642 for examination in due course.

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (703) 305-4497.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions